

**CERTIFICATE UNDER 37 C.F.R. §1.8**

I hereby certify that the documents enclosed herein are being deposited with the United States Postal Service as first class mail on this 17 day of May, 2005 in an envelope addressed to: MAIL STOP AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

*Michelle Ludwig*  
Michelle Ludwig

In re Application of: Martinell et al.

Serial No.: 09/683,399

Filed: December 21, 2001

Title: Plant Transformation Process with Selection and  
Early Identification of Germline Events

Group Art Unit: 1638

Examiner: Georgia L. Helmer

Conf. No. 2956

MAIL STOP AMENDMENT

Commissioner for Patents

P.O.Box 1450

Alexandria, Virginia 22313-1450

**AMENDMENT TRANSMITTAL LETTER**

Transmitted herewith are the following documents in the above-identified application.

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDED FEE
TOTAL	19	21	0	x \$50.00	0
INDEP.	2	3	0	x \$200.00	0
<b>TOTAL FEES FOR ADDITIONAL CLAIMS</b>					

- Amendment and Response to Office Action
- Petition for Extension of Time Under 37 CFR 1.136(a)
- Fee Transmittal for Year 2005
- Return Postcard
- If an extension or an additional extension of time is required, but is not enclosed, please consider this a conditional petition therefor and charge Deposit Account 13-4125 accordingly.
- Please charge Deposit Account 13-4125 in the amount of \$1,020.00 for the fee believed required with this filing.
- Please charge any deficiencies or credit any overpayment to Deposit Account 13-4125. A duplicate copy of this sheet is attached.

Respectfully submitted,

*JDR*

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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**FREE TRANSMITTAL  
for FY 2005**

MAY 19 2005

Effective 10/01/2004. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$ 1,020)**Complete if Known**

Application Number	09/683,399
Filing Date	December 21, 2001
First Named Inventor	Brian J. Martinell
Examiner Name	Georgia L. Helmer
Art Unit	1638
Attorney Docket No.	38-21(51470)B

**METHOD OF PAYMENT (check all that apply)**

Check  Credit card  Money  Other  None  
Order

 Deposit Account:Deposit Account Number  
13-4125Deposit Account Name  
Monsanto Company

## The Director is authorized to: (check all that apply)

Charge fee(s) indicated below  Credit any overpayments  
 Charge any additional fee(s) or any underpayment of fees under 37 CFR 1.16 and 1.17  
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee Code	Fee (\$)	Fee (\$)
1011	2011	300	150
1012	2012	200	100
1013	2013	200	100
1014	2014	300	150
1005	2005	200	100
<b>SUBTOTAL (1)</b>		<b>(\$ 0)</b>	

**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

Total Claims	Extra Claims	Fee from below	Fee Paid
	-20 **	= 0	X 0 = 0
Independent Claims	-3 **	= 0	X 0 = 0
Multiple Dependent			= 0

Large Entity	Small Entity	Fee Description
Fee Code	Fee Code	Fee (\$)
1202	2202	50 25
1201	2201	200 100
1203	2203	360 180
1204	2204	200 100
1205	2205	50 25
<b>SUBTOTAL (2)</b>		<b>(\$ 0)</b>

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	120	2251	60	Extension for reply within first month	
1252	450	2252	225	Extension for reply within second month	
1253	1020	2253	510	Extension for reply within third month	1,020.
1254	1,590	2254	795	Extension for reply within fourth month	
1255	2,160	2255	1080	Extension for reply within fifth month	
1401	500	2401	250	Notice of Appeal	
1402	500	2402	250	Filing a brief in support of an appeal	
1403	1000	2403	500	Request for oral hearing	
1452	500	2452	250	Petition to revive - unavoidable	
1453	1500	2453	750	Petition to revive - unintentional	
1501	1400	2501	700	Utility issue fee (or reissue)	
1502	800	2502	400	Design issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17 (q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	790	2809	395	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	790	2810	395	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	790	2801	395	Request for Continued Examination (RCE)	
Other fee (specify) _____					
<b>*Reduced by Basic Filing Fee Paid</b>		<b>SUBTOTAL (3)</b>		<b>(\$ 1,020)</b>	
<b>4. SEARCH/EXAMINATION FEES</b>					
1111	500	2111	250	Utility Search Fee	
1112	100	2112	50	Design Search Fee	
1113	300	2113	150	Plant Search Fee	
1114	500	2114	250	Reissue Search Fee	
1311	200	2311	100	Utility Examination Fee	
1312	130	2312	65	Design Examination Fee	
1313	160	2313	80	Plant Examination Fee	
1314	600	2314	300	Reissue Examination Fee	
		<b>SUBTOTAL (4)</b>		<b>(\$ 0)</b>	

\*\*or number previously paid, if greater; For Reissues, see above

SUBMITTED BY		Complete (if applicable)		
Name (Print/Type)	M. Todd Rands	Registration No. (Attorney/Agent)	46,249	Telephone (314) 694-5802
Signature			Date	5/17/05

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